

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 2182

IN THE MATTER OF:

Served January 12, 1981

Application of McMICHAEL SCHOOL)
BUS SERVICE, INC., for Partial)
Revocation of Certificate No. 24)

Case No. MP-80-21

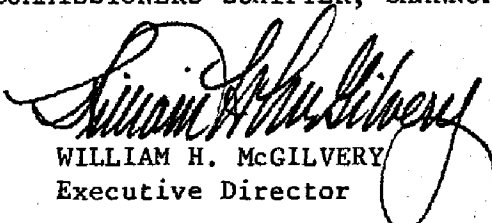
McMichael School Bus Service, Inc., holds WMATC Certificate of Public Convenience and Necessity No. 24 authorizing, inter alia, special operations, transporting students only, to and from certain schools located in Prince George's County, Md. On December 18, 1980, McMichael filed an application (letter) with the Commission requesting that the special operations authority be revoked.

In support of this request, McMichael states that it has "... not used this authority in some time and do[es] not expect to use it in the foreseeable future." Also, the Commission's records, of which we take administrative notice, indicate that service to the involved schools has been converted from special to charter operations. McMichael's charter operations would be unaffected by the requested revocation.

Title II, Article XII, Section 4(g) of the Compact provides that any certificate may, upon application of the holder thereof, be amended or revoked in whole or in part. No requirement for notice and hearing exists for such voluntary revocations. Under the circumstances of this case, where the service has changed character and is now provided by the same carrier under its charter authority, it is clear that the public interest would best be served by granting this application without imposing expensive and unnecessary procedural burdens on McMichael.

THEREFORE, IT IS ORDERED that the above-styled application is hereby granted and that an appropriately revised Certificate of Public Convenience and Necessity No. 24 be issued to McMichael School Bus Service, Inc., coincidentally with the service of this order.

BY DIRECTION OF THE COMMISSION, COMMISSIONERS SCHIFTER, SHANNON AND CLEMENT:


WILLIAM H. MCGILVERY
Executive Director

CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

NO. 24 *

McMICHAEL SCHOOL BUS SERVICE, INC.

OXON HILL, MARYLAND

By Order Nos. 1419, 1593, 1651, 1826, 1942 and 2182 of the Washington Metropolitan Area Transit Commission issued April 8, 1975, August 13, 1976, February 17, 1977, March 31 and December 18, 1978, and January 12, 1981 (Order No. 2182);

AFTER DUE INVESTIGATION, it appearing that the above-named carrier is entitled to receive authority from this Commission to engage in the transportation of passengers within the Washington Metropolitan Area Transit District as a carrier, for the reasons and subject to the limitations set forth in Order Nos. 1419, 1593, 1651, 1826, 1942 and 2182;

THEREFORE IT IS ORDERED that the said carrier is hereby granted this certificate of public convenience and necessity as evidence of the authority of the holder thereof to engage in transportation as a carrier by motor vehicle; subject, however, to such terms, conditions and limitations as are now, or may hereafter be, attached to the exercise of the privilege granted to the said carrier.

IT IS FURTHER ORDERED that the transportation service to be performed by the said carrier shall be as specified below:

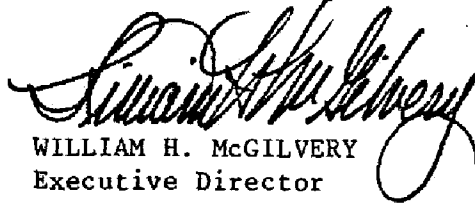
IRREGULAR ROUTES:

CHARTER OPERATIONS, between points in the Metropolitan District.

RESTRICTED to the performance of such transportation in school bus vehicles only, and further restricted against transportation solely within the Commonwealth of Virginia.

AND IT IS FURTHER ORDERED and made a condition of this certificate that the holder thereof shall render reasonable, continuous and adequate service to the public in pursuance of the authority granted herein, and that failure to do so shall constitute sufficient grounds for suspension, change or revocation of the certificate.

BY DIRECTION OF THE COMMISSION, COMMISSIONERS SCHIFTER, SHANNON AND CLEMENT:


WILLIAM H. MCGILVERY
Executive Director

* This certificate cancels and supercedes Certificate of Public Convenience and Necessity No. 24 last reissued December 27, 1978.